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SIXTY-SIXTH LEGISLATURE

FIFTY-EIGHTH LEGISLATIVE DAY
TUESDAY, MARCH 8, 2022

Senate Chamber

President McGeachin called the Senate to order at 9:30 a.m.

Roll call showed all members present except Senator Anthon, absent and formally excused by the Chair; and Senators Den Hartog, Nelson, and Ward-Engelking, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Mark Vincent, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 7, 2022, was read and approved as corrected.

LAKEY, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

Senator Den Hartog was recorded present at this order of business.

On request by Senator Lee, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

March 8, 2022

The JUDICIARY AND RULES Committee reports that [SCR 122](#), [SCR 123](#), [S 1379](#), [S 1380](#), [S 1381](#), and [S 1382](#) have been correctly printed.

LAKEY, Chairman

[SCR 122](#) and [SCR 123](#) were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

[S 1379](#) was referred to the State Affairs Committee.

[S 1380](#) was referred to the Agricultural Affairs Committee.

[S 1381](#) and [S 1382](#) were referred to the Judiciary and Rules Committee.

March 8, 2022

The AGRICULTURAL AFFAIRS Committee reports out [H 642](#) with the recommendation that it do pass.

BURTENSHAW, Chairman

[H 642](#) was filed for second reading.

Senators Nelson and Ward-Engelking were recorded present at this order of business.

On request by Senator Lee, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

Messages from the House

March 7, 2022

Dear Madam President:

I transmit herewith [H 721](#), [H 693](#), [H 695](#), [H 572](#), [H 683](#), [H 697](#), [H 700](#), [H 724](#), [H 725](#), [H 726](#), [H 738](#), [H 716](#), [H 718](#), [H 673](#), [H 713](#), [H 714](#), [H 715](#), [HCR 42](#), [HCR 43](#), [HCR 38](#), [HCR 39](#), [HCR 37](#), [H 629](#), [H 688](#), [H 699](#), [H 698](#), [HCR 40](#), and [H 666](#), which have passed the House.

MAULIN, Chief Clerk

[H 721](#), [H 693](#), [H 695](#), [H 572](#), [H 683](#), [H 697](#), [H 700](#), [H 724](#), [H 725](#), [H 726](#), [H 738](#), [H 716](#), [H 718](#), [H 673](#), [H 713](#), [H 714](#), [H 715](#), [HCR 42](#), [HCR 43](#), [HCR 38](#), [HCR 39](#), [HCR 37](#), [H 629](#), [H 688](#), [H 699](#), [H 698](#), [HCR 40](#), and [H 666](#) were filed for first reading.

On request by Senator Lee, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

[H 721](#), by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

[H 693](#) and [H 695](#), by State Affairs Committee, were introduced, read the first time at length, and referred to the State Affairs Committee.

[H 572](#), by Transportation and Defense Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

[H 683](#), by Education Committee, was introduced, read the first time at length, and referred to the Transportation Committee.

[H 697](#) and [H 700](#), by Ways and Means Committee, were introduced, read the first time at length, and referred to the Transportation Committee.

[H 724](#), [H 725](#), and [H 726](#), by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

[H 738](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the Education Committee.

[H 716](#) and [H 718](#), by Education Committee, were introduced, read the first time at length, and referred to the Education Committee.

[H 673](#), [H 713](#), [H 714](#), and [H 715](#), by Revenue and Taxation Committee, were introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

[HCR 42](#), by Ways and Means Committee, was introduced, read at length, and referred to the Transportation Committee.

[HCR 43](#), by Ways and Means Committee, was introduced, read at length, and referred to the Judiciary and Rules Committee.

[HCR 38](#) and [HCR 39](#), by Education Committee, were introduced, read at length, and referred to the Education Committee.

[HCR 37](#), by Ways and Means Committee, was introduced, read at length, and referred to the Agricultural Affairs Committee.

[H 629](#), by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

[H 688](#), by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

[H 699](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

[H 698](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[HCR 40](#), by State Affairs Committee, was introduced, read at length, and referred to the State Affairs Committee.

[H 666](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[S 1366](#), [S 1365](#), [S 1364](#), and [S 1363](#), by Finance Committee, were read the second time at length and filed for third reading.

[H 711](#), by Appropriations Committee, was read the second time at length and filed for third reading.

[H 511](#), [H 521](#), [H 566](#), and [H 646](#), by State Affairs Committee, were read the second time at length and filed for third reading.

[S 1357](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[H 722](#), by Appropriations Committee, was read the second time at length and filed for third reading.

[S 1369](#), [S 1370](#), and [S 1371](#), by Finance Committee, were read the second time at length and filed for third reading.

[H 520](#) and [H 519](#), by Resources and Conservation Committee, were read the second time at length and filed for third reading.

[H 515](#), as amended in the Senate, by Health and Welfare Committee, was read the second time at length and filed for third reading.

[H 565](#), as amended in the Senate, by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

[S 1263](#), as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

[S 1346](#), as amended, and [S 1289](#), as amended, by Judiciary and Rules Committee, were read the second time at length and filed for third reading.

On request by Senator Harris, granted by unanimous consent, the Senate advanced to the Fourteenth Order of Business.

General Calendar

The President declared the Senate resolved into the Committee of the Whole and called Senator Lee to the Chair to preside during the sitting of the Committee of the Whole.

Following the adjournment of the Committee of the Whole, the President called the Senate to order.

Report of the Committee of the Whole

Senator Lee, Chair of the Committee of the Whole, reported out [S 1362](#), without recommendation, amended as follows:

SENATE AMENDMENT TO S 1362

AMENDMENT TO SECTION 2

On page 1 of the printed bill, delete line 19, and insert: "its passage and approval, and retroactively to January 1, 2022."

CORRECTION TO TITLE

On page 1, in line 4, delete "AN EFFECTIVE DATE." and insert: "RETROACTIVE APPLICATION."

The Committee also has [H 612](#) and [S 1300](#) under consideration, reports progress, and begs leave to sit again.

LEE, Chair

On motion by Senator Lee, seconded by Senator Stennett, the report was adopted by voice vote.

[S 1362](#), as amended, was referred to the Judiciary and Rules Committee for engrossing and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

On request by Senator Lee, granted by unanimous consent, the Senate returned to the Tenth Order of Business.

Motions and Resolutions

On request by Senator Lee, granted by unanimous consent, the committee reports of the Gubernatorial appointments of Jared Zwygart and Mike Matthews retained their place on the calendar for one legislative day.

The President announced that the Commerce and Human Resources Committee report relative to the Gubernatorial appointment of Lori Wolff was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Patrick, seconded by Senator Burgoyne, the Gubernatorial appointment of Lori Wolff as the Administrator of the Division of Human Resources was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Transportation Committee report relative to the Gubernatorial appointment of Gary Osborn was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Nelson, seconded by Acting Senator Blair, the Gubernatorial appointment of Gary Osborn as a member of the Idaho Transportation Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial

appointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Transportation Committee report relative to the Gubernatorial reappointment of Gary Osborn was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Nelson, seconded by Acting Senator Blair, the Gubernatorial reappointment of Gary Osborn as a member of the Idaho Transportation Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial reappointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Transportation Committee report relative to the Gubernatorial reappointment of John Blakley was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Woodward, seconded by Senator Nelson, the Gubernatorial reappointment of John Blakley as a member of the Aeronautics Advisory Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial reappointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Resources and Environment Committee report relative to the Gubernatorial appointment of Mike Roach was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Stennett, seconded by Senator Harris, the Gubernatorial appointment of Mike Roach as a member of the Parks and Recreation Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Resources and Environment Committee report relative to the Gubernatorial reappointment of Randy Doman was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Crabtree, seconded by Senator Ward-Engelking, the Gubernatorial reappointment of Randy Doman as a member of the Parks and Recreation Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial reappointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Health and Welfare Committee report relative to the Gubernatorial reappointment of B.J. Stinger was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Martin, seconded by Senator Ward-Engelking, the Gubernatorial reappointment of B.J. Stinger as a member of the Commission for the Blind and Visually Impaired was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial reappointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Commerce and Human Resources Committee report relative to the Gubernatorial appointment of Cynthia Fairfax was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Wintrow, seconded by Senator Martin, the Gubernatorial appointment of Cynthia Fairfax as a member of the Idaho Health Insurance Exchange Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Education Committee report relative to the Gubernatorial appointment of Cynthia Siddoway was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Burtenshaw, seconded by Senator Ward-Engelking, the Gubernatorial appointment of Cynthia Siddoway as a member of the State Board of Education was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the State Affairs Committee report relative to the Gubernatorial reappointment of Irving Littman was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by President Pro Tempore Winder, seconded by Senator Stennett, the Gubernatorial reappointment of Irving Littman as a member of the Idaho Endowment Fund Investment Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial reappointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that the Judiciary and Rules Committee report relative to the Gubernatorial reappointment of Matthew Thomas was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Lee, seconded by Senator Wintrow, the Gubernatorial reappointment of Matthew Thomas as a member of the Sexual Offender Management Board was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial

reappointment confirmation for her signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President announced that [SCR 121](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Rice, seconded by Senator Grow, [SCR 121](#) was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

The President announced that [HCR 31](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Lent, seconded by Acting Senator Blair, [HCR 31](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President announced that [HJM 4](#) was before the Senate for final consideration, the question being, "Shall the memorial be adopted?"

On motion by Acting Senator VanOrden, seconded by Senator Stennett, [HJM 4](#) was adopted by voice vote, title was approved, and the memorial ordered returned to the House.

The President announced that [HJM 3](#) was before the Senate for final consideration, the question being, "Shall the memorial be adopted?"

On motion by Senator Burgoyne, seconded by Senator Harris, [HJM 3](#) was adopted by voice vote, title was approved, and the memorial ordered returned to the House.

The President announced that [HJM 6](#) was before the Senate for final consideration, the question being, "Shall the memorial be adopted?"

On motion by President Pro Tempore Winder, seconded by Senator Stennett, [HJM 6](#) was adopted by voice vote, title was approved, and the memorial ordered returned to the House.

On request by Senator Lee, granted by unanimous consent, the Senate returned to the Sixth Order of Business.

Reports of Standing Committees

March 8, 2022

The JUDICIARY AND RULES Committee reports that Senate amendments to [S 1362](#) have been correctly printed.

LAKEY, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 8, 2022

The JUDICIARY AND RULES Committee reports that [S 1362](#), as amended, has been correctly engrossed.

LAKEY, Chairman

[S 1362](#), as amended, was filed for first reading.

On request by Senator Lee, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

[S 1362](#), as amended, by State Affairs Committee, was read the first time at length and filed for second reading.

On request by Senator Lee, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

[H 551](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ward-Engelking arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Anthon, Rice. Total - 2.

Total - 35.

Whereupon the President declared [H 551](#) passed, title was approved, and the bill ordered returned to the House.

[H 552](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ward-Engelking arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Anthon, Rice. Total - 2.

Total - 35.

Whereupon the President declared [H 552](#) passed, title was approved, and the bill ordered returned to the House.

[H 553](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ward-Engelking arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Anthon, Rice. Total - 2.

Total - 35.

Whereupon the President declared [H 553](#) passed, title was approved, and the bill ordered returned to the House.

[H 479](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayne, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President declared [H 479](#) passed, title was approved, and the bill ordered returned to the House.

[H 526](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Crabtree arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayne, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President declared [H 526](#) passed, title was approved, and the bill ordered returned to the House.

[H 516](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Wintrow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayne, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President declared [H 516](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Lee, granted by unanimous consent, all Senate bills were placed at the head of the Third Reading Calendar, followed by House bills amended in the Senate, followed by House bills.

On request by Senator Lee, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Lee, seconded by Senator Stennett, by voice vote, the Senate adjourned at 11:57 a.m. until the hour of 10 a.m., Wednesday, March 9, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary